

JS 44C/SDNY  
REV. 5/2010

## CIVIL COVER SHEET

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for use of the Clerk of Court for the purpose of initiating the civil docket sheet.

## PLAINTIFFS

Michigan Funds Administration

## DEFENDANTS

DPH Holdings Corp.

## ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)

Dennis J. Raterink, Attorney General's Office, P.O. Box  
30736, Lansing, MI 48909 (517) 373-1176

## ATTORNEYS (IF KNOWN)

John K. Lyons, Skadden Arps, Slate, Meagher & Flom, LLP,  
155 North Wacker Drive, Chicago, Ill 60606CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE)  
(DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)

Appeal of right-28 USC§158(a)(1) from bank. crt. order disallowing proof of claim and denying amended request for claim

Has this or a similar case been previously filed in SDNY at any time? No? ☒ Yes? ☐ Judge Previously AssignedIf yes, was this case Vol. ☐ Invol. ☐ Dismissed. No ☐ Yes ☐ If yes, give date \_\_\_\_\_ & Case No. \_\_\_\_\_

(PLACE AN [x] IN ONE BOX ONLY)

## NATURE OF SUIT

05-44481 # 20597

## ACTIONS UNDER STATUTES

TORTS		FORFEITURE/PENALTY		BANKRUPTCY		OTHER STATUTES	
<b>CONTRACT</b>		<b>PERSONAL INJURY</b>		<b>PERSONAL INJURY</b>		<b>PERSONAL INJURY</b>	
<input type="checkbox"/> 110 INSURANCE		<input type="checkbox"/> 310 AIRPLANE		<input type="checkbox"/> 362 PERSONAL INJURY -		<input type="checkbox"/> 400 STATE	
<input type="checkbox"/> 120 MARINE		<input type="checkbox"/> 315 AIRPLANE PRODUCT		<input type="checkbox"/> 365 PERSONAL INJURY -		<input type="checkbox"/> 410 REAPPORTMENT	
<input type="checkbox"/> 130 MILLER ACT		<input type="checkbox"/> 320 ASSAULT, LIBEL &		<input type="checkbox"/> 365 PERSONAL INJURY		<input type="checkbox"/> 430 ANTITRUST	
<input type="checkbox"/> 140 NEGOTIABLE		<input type="checkbox"/> 320 ASSAULT, LIBEL &		<input type="checkbox"/> 365 PERSONAL INJURY		<input type="checkbox"/> 430 BANKS & BANKING	
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ORIGIN

- ☒ 1 Original Proceeding ☐ 2a. Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from (Specify District) ☐ 6 Multidistrict Litigation ☐ 7 Appeal to District Judge from Magistrate Judge Judgment
- ☐ 2b. Removed from State Court AND at least one party is pro se.

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BASIS OF JURISDICTION

IF DIVERSITY, INDICATE  
CITIZENSHIP BELOW.  
(28 USC 1322, 1441)

- ☐ 1 U.S. PLAINTIFF ☐ 2 U.S. DEFENDANT ☒ 3 FEDERAL QUESTION (U.S. NOT A PARTY) ☐ 4 DIVERSITY

CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)

(Place an [X] in one box for Plaintiff and one box for Defendant)

	PTF	DEF		PTF	DEF		PTF	DEF
CITIZEN OF THIS STATE	[ ]	[ ]	CITIZEN OR SUBJECT OF A FOREIGN COUNTRY	[ ]	[ ]	INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE	[ ]	[ ]
CITIZEN OF ANOTHER STATE	[X]	[ ]	INCORPORATED or PRINCIPAL PLACE OF BUSINESS IN THIS STATE	[ ]	[X]	FOREIGN NATION	[ ]	[ ]

PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)

DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)

DEFENDANT(S) ADDRESS UNKNOWN

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

Check one: THIS ACTION SHOULD BE ASSIGNED TO: ☐ WHITE PLAINS ☒ MANHATTAN  
(DO NOT check either box if this a PRISONER PETITION.)

DATE SIGNATURE OF ATTORNEY OF RECORD

RECEIPT #

*Dominik Plutnick*

ADMITTED TO PRACTICE IN THIS DISTRICT

☒ NO

[ ] YES (DATE ADMITTED Mo. \_\_\_\_\_ Yr. \_\_\_\_\_)

Attorney Bar Code #

Magistrate Judge is to be designated by the Clerk of the Court.

Magistrate Judge \_\_\_\_\_ is so Designated.

Ruby J. Krajick, Clerk of Court by \_\_\_\_\_ Deputy Clerk, DATED \_\_\_\_\_

UNITED STATES DISTRICT COURT (NEW YORK SOUTHERN)